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MAY 14 2009

OFFICE OF PETITIONS

In re Application of	:	
Linda G. LEE, et al.	:	
Application No. 10/788,660	:	DECISION ON PETITION
Filed: February 26, 2004	:	UNDER 37 CFR 1.137(b)
Attorney Docket No. 375461-001T2C2 (355294)	:	

This is a decision on the renewed petition under the unintentional provisions of 37 CFR 1.137(b), filed April 10, 2009, to revive the above-identified application.

The petition is **GRANTED**.

This application became abandoned for failure to timely pay the issue/publication fees on or before August 20, 2008, as required by the Notices of Allowance/Allowability, mailed May 20, 2008. Accordingly, the date of abandonment of this application is August 21, 2008.

A review of the file record discloses that petitioner incorrectly paid the *plant application* issue fee of \$1190. The current issue fee for a large entity **utility application** is \$1510. Petitioner's deposit account number 50-2778 has been charged \$320, the amount deficient as authorized by the Issue Fee Transmittal submitted on April 10, 2009.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of payment of the issue fee of \$1510, the publication fee of \$300, and a supplemental oath/declaration; (2) the petition fee of \$1540; and (3) an adequate statement of unintentional delay.

Telephone inquiries concerning this decision should be directed to Monica A. Graves at (571) 272-7253.

This application is being referred to the Office of Data Management for processing into a patent.

Brian W. Brown
Petitions Examiner
Office of Petitions